Mitchell John Sherman

v.

# United States District Court

for the

Case No.: 2:21-cv-1038

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Lastern	District	01 111	SCOIISIII

Conagra Foods, Inc.	)				
BIL	L OF COSTS				
Judgment having been entered in the above entitled action on		against	Plaintiff		,
the Clerk is requested to tax the following as costs:	Date				
Fees of the Clerk				\$	
Fees for service of summons and subpoena					
Fees for printed or electronically recorded transcripts necess	sarily obtained for use in	the case			2,146.31
Fees and disbursements for printing					
Fees for witnesses (itemize on page two)			• •		0.00
Fees for exemplification and the costs of making copies of ar necessarily obtained for use in the case					1,388.88
Docket fees under 28 U.S.C. 1923					
Costs as shown on Mandate of Court of Appeals					
Compensation of court-appointed experts					
Compensation of interpreters and costs of special interpretati	ion services under 28 U.S	S.C. 1828			
Other costs (please itemize)					
		T	OTAL	\$	3,535.19
SPECIAL NOTE: Attach to your bill an itemization and docu	mentation for requested of	costs in all car	tegories.		
r	Declaration				
		A copy of this			
Other:					
s/ Attorney: <u>Laura L. Malugade</u> Name of Attorney: Laura L. Malugade					
For: Defendant Conagra Brands, Inc. (incorrectly na  Name of Claiming Party		s, Inc.)	Date:	08/14/	<u>'2024</u>
Tax	ation of Costs				
Costs are taxed in the amount of \$3,535.19			and inc	cluded in the	judgment.
Gina M. Colletti  Clerk of Court  By:	V. Kelly Bart Chief Deput	ton Terr	<u>y</u> _	08/23/	/2024 ate
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# United States District Court

Witness Fees (computation, cf. 28 U.S.C. 1821 for statutory fees)							
	ATTENDANCE SUBSISTENCE		MILI	MILEAGE	Total Cost		
NAME, CITY AND STATE OF RESIDENCE		Total Cost	Days	Total Cost	Miles	Total Cost	Each Witness
							\$0.00
							\$0.00
							\$0.00
							\$0.00
							\$0.00
							\$0.00
		-		_	ТС	OTAL	\$0.00

#### NOTICE

## Section 1924, Title 28, U.S. Code (effective September 1, 1948) provides:

"Sec. 1924. Verification of bill of costs."

"Before any bill of costs is taxed, the party claiming any item of cost or disbursement shall attach thereto an affidavit, made by himself or by his duly authorized attorney or agent having knowledge of the facts, that such item is correct and has been necessarily incurred in the case and that the services for which fees have been charged were actually and necessarily performed."

#### See also Section 1920 of Title 28, which reads in part as follows:

"A bill of costs shall be filed in the case and, upon allowance, included in the judgment or decree."

#### The Federal Rules of Civil Procedure contain the following provisions: **RULE 54(d)(1)**

Costs Other than Attorneys' Fees.

Unless a federal statute, these rules, or a court order provides otherwise, costs — other than attorney's fees — should be allowed to the prevailing party. But costs against the United States, its officers, and its agencies may be imposed only to the extent allowed by law. The clerk may tax costs on 14 day's notice. On motion served within the next 7 days, the court may review the clerk's action.

### RULE 6

(d) Additional Time After Certain Kinds of Service.

When a party may or must act within a specified time after service and service is made under Rule5(b)(2)(C), (D), (E), or (F), 3 days are added after the period would otherwise expire under Rule 6(a).

#### **RULE 58(e)**

Cost or Fee Awards:

Ordinarily, the entry of judgment may not be delayed, nor the time for appeal extended, in order to tax costs or award fees. But if a timely motion for attorney's fees is made under Rule 54(d)(2), the court may act before a notice of appeal has been filed and become effective to order that the motion have the same effect under Federal Rule of Appellate Procedure 4(a)(4) as a timely motion under Rule 59.